IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

WEDNESDAY, THE 3RD OCTOBER 2007 / 11TH ASWINA 1929

Bail Appl..No. 5971 of 2007()

CRIME NO. 391/07 OF TANOOR POLICE STATION
AGAINST THE JUDGEMENT/ORDER IN BA.5419/2007 Dated 13/09/2007

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PETITIONER/ACCUSED

BASHEER, S/O.HUSSAIN, KANNAKATH HOUSE,
OOSANKADAPPURAM, TANOOR, MALAPPURAM.

BY ADV. SRI.DILIP MOHAN

RESPONDENTS: COMPLAINANT/STATE

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1. STATE OF KERALA,
REP. BY PUBLIC PROSECUTOR,
HIGH COURT OF KERALA,
ERNAKULAM.

2. DEPUTY SUPERINTENDENT OF POLICE,
TIROOR, MALAPPURAM.

BY PUBLIC PROSECUTOR SRI. JAI GEORGE

THIS BAIL APPLICATION HAVING COME UP FOR ADMISSION ON 03/10/2007, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R. BASANT, J.

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B.A.No. 5971 of 2007

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Dated this the 3rd day of October, 2007

O R D E R

Second application for regular bail. The petitioner faces allegations under Sections 498A and 306 I.P.C. His wife had allegedly committed suicide. He was arrested on 26.8.2007 and continues in custody from that date. The application for regular bail filed by the petitioner earlier was dismissed as per order dt. 13.9.2007 in B.A.No. 5419 of 2007. Facts have been adverted to in detail in that order. This order must be read in continuation of that order. I am not hence adverting to facts in any greater detail in this order.

2. The learned counsel for the petitioner prays, the learned Prosecutor does not oppose the said prayer and I am satisfied that the petitioner can now be enlarged on bail, subject to appropriate terms and conditions.

3. In the result:

1) This application is allowed.

2) The petitioner shall be released on bail on the following terms and conditions.

(a) The petitioner shall execute a bond for Rs.50,000/- (Rupees fifty thousand only) with two solvent sureties each for the like sum to be satisfaction of the learned Magistrate.

(b) He shall make himself available for interrogation before the Investigating Officer on all Mondays and Fridays between 10 a.m. and 12 noon for a period of three months and thereafter as and when directed by the Investigating Officer in writing to do so.

(c) The petitioner shall not, during the said period of three months, enter the sessions division of Manjeri, without the prior permission of the learned Magistrate, except for the purpose of complying with condition No. (b) above.

(R. BASANT)
Judge

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